

United States District Court

SOUTHERN

DISTRICT OF

TEXAS

McALLEN DIVISION

UNITED STATES OF AMERICA

V.

Jovita Jasmine GUTIERREZ-Davila

AKA: Jovita RODRIGUEZ-Davila

IAE

YOB: 1985

Mexico

(Name and Address of Defendant)

United States District Court
 Southern District of Texas

FILED

CRIMINAL COMPLAINT

MAY 24 2019

Case Number: M-19-1190-M

David J. Bradley, Clerk

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about May 15, 2019 in Hidalgo County, in the Southern District of Texas defendants(s) did,
 (Track Statutory Language of Offense)

being then and there an alien who previously has been deported from the United States to Mexico in pursuance of law, and thereafter was found near Edinburg, Texas within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title 8 United States Code, Section(s) 1326 (Felony)
 I further state that I am a(n) Deportation Officer and that this complaint is based on the following facts:

On May 15, 2019, Jovita Jasmine GUTIERREZ-Davila a citizen of Mexico was encountered by Immigration Officers at the Hidalgo County Jail in Edinburg, Texas. An Immigration Detainer was placed upon the defendant and was subsequently remanded into the custody of Immigration and Customs Enforcement on May 23, 2019. Record checks revealed the defendant was formally removed from the United States to Mexico for the first (1st) time on December 21, 2012 via the Laredo, Texas Port of Entry. The defendant was instructed not to return without permission from the Attorney General or the Secretary of Homeland Security of the United States. The defendant claims to have illegally re-entered the United States on or about December 30, 2014 by wading the Rio Grande River at or near Roma, Texas. On October 2, 2012, the defendant was convicted of possession of marijuana <=2,000lbs>50lbs and sentenced to one (1) year probation.

Continued on the attached sheet and made a part of this complaint:

Complaint approved by AUSA

A. Henning
5/29/19

☐ Yes ☒ No

Signature of Complainant

Armando Perez

Deportation Officer

Printed Name and Title of Complainant

Sworn to before me and subscribed in my presence,

May 24, 2019

Date

at McAllen, Texas

City and State

J. Scott Hacker

U.S. Magistrate Judge

Name and Title of Judicial Officer

Signature of Judicial Officer